

ENTERED

March 01, 2019

David J. Bradley, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

RYAN HITCHINS,

Plaintiff,

VS.

CHRISTOPHER J GALE, *et al*,

Defendants.

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CIVIL NO. 2:18-CV-95

ORDER

The Court has received Defendants' Motion to Dismiss, Dkt. No. 12; the Magistrate Judge's Memorandum and Recommendation ("M&R") to dismiss case, Dkt. No. 24; and Plaintiff's Objections to the M&R, Dkt. Nos. 28, 30.¹

After independently reviewing the filings, the record, and applicable law, the Court **ADOPTS** the M&R, Dkt. No. 24. Accordingly, the Court **GRANTS** Defendants' Motion to Dismiss, Dkt. No. 12, pursuant to Federal Rule of Civil Procedure 12(b)(1) for lack of subject matter jurisdiction, and **DENIES** Defendants' request for monetary sanctions, Dkt. No. 18.

This case is therefore **DISMISSED WITHOUT PREJUDICE**. The Court **DIRECTS** the Clerk of the Court to close the case.

SIGNED this 1st day of March, 2019.



Hilda Tagle
Senior United States District Judge

¹ The Court finds no difference between Plaintiff's Objections docketed as #28 and Plaintiff's Objections docketed as #30. The Court will therefore treat them as the same objections.